

REMARKS

The present Amendment is in response to the Office Action that was mailed on September 28, 2007.

Status of the Claims

Claims 1, 3, 5, 6, 8, 9 and 10 are pending in this application. Claims 2, 4 and 7 have been cancelled. Claims 1, 3, 5, 6 and 10 have been amended to reflect minor informalities without narrowing scope of the claims. No new matter has been added.

The Examiner is respectfully requested to reconsider the rejections in view of the amendments and remarks as set forth herein below.

Allowable Subject Matter

Applicant greatly appreciates the Examiner for the indication of allowable claims 1, 3, 5, 6, 8 and 9 in this application.

Issues Regarding Claim 10

The Examiner has not provided action on the merits with respect to claim 10 (added by way of Preliminary Amendment dated May 26, 2006). Claim 10 was added to avoid multiple dependency on original claim 5, thus claim 10 is believed to be allowable. Acknowledgement thereof by the Examiner in the next Office Action is respectfully requested.

Rejections Under 35 U.S.C. §§102(b)/103(a)

Claims 2 and 4 are rejected under 35 U.S.C. §102(b) as being anticipated by Janssen et al., Recueil, J. Royal Netherlands Chem. Soc. (1979), Vol. 98 (7-8), pp. 448-451 (hereinafter referred to as Janssen). Also, claim 2 is rejected under 35 U.S.C. §103(a) as being obvious over Janssen. Further, claim 7 is rejected under 35 U.S.C. §103(a) over Janssen in view of Morrison et al., Org. Chem. 3rd Ed. (1973), pp. 256, and March, Adv. Org. Chem. 2nd Ed. (1977), pp. 708-709.

Applicant respectfully traverses these art rejections.

While not conceding to the Examiner's rejections, but to merely expedite prosecution, claims 2, 4 and 7 have been cancelled. By this amendment, the above rejections are moot. Accordingly, reconsideration and withdrawal of the rejections are respectfully requested.

Conclusion

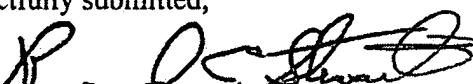
In view of the above remarks and amendments, the application is in condition for allowance.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Gerald M. Murphy, Jr. (Reg. No. 28,977) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.14; particularly, extension of time fees.

Dated: DEC 06 2007

Respectfully submitted,

By 

Gerald M. Murphy, Jr.

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